

Application Number: 10/576,385
Amendment Dated: October 28, 2010
Office Action Dated: September 28, 2010

REMARKS

This is in response to the Restriction Requirement mailed September 28, 2010 for which a one (1) month period of response was given. No additional claims fees are believed due. However, should any further fees be due, including any extension of time or claims fees, the Commissioner is hereby authorized to charge any necessary fees to Deposit Account No. 50-0959, Docket Number 089498.0496.

Claims 1 through 36, 40 and 41 are pending in the present application upon entry of the above amended claims. Claims 37 through 40 are cancelled as being directed to a non-elected invention. The Applicants reserve the right to file one or more divisional applications directed to the various non-elected claims. Claims 41 and 42 have been added. Support for newly added claims 41 and 42 exists in the specification as filed. Thus, no new matter has been added.

Claims 7, 8, 10, 13, 25, 27, 30, 31 and 36 have been amended to correct various inadvertent format issues and inadvertent claim structure issues present therein. Support for the amendments to claims 7, 8, 10, 13, 25, 27, 30, 31 and 36 can be found in the specification as filed. Accordingly, no new matter has been added.

As such, entry and consideration of the amended claims and the remarks which follow, is believed due and is respectfully requested.

I. The Restriction Requirement:

A Restriction Requirement has issued against claims 1 through 40 as originally filed. Specifically, the Examiner has required election to one of the following Groups of claims:

- Group I: Claims 1 through 36 (drawn to a direct-electrochemical oxidation fuel cell); and
- Group II: Claims 37 through 40 (drawn to a method of generating electric power from a solid-state organic fuel cell).

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Applicants, via their undersigned attorney, hereby elect Group I (claims 1 through 36, drawn to a direct-electrochemical oxidation fuel cell), without traverse.

II. Conclusion:

Should the Examiner wish to discuss any of the foregoing in more detail, the undersigned attorney would welcome a telephone call.

Respectfully submitted,

/Joseph J. Crimaldi/

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